

## PATENT

JC903 U.S. PTO  
10/062329  
01/31/02



## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of : Group Art Unit:  
Stephen S. Breese :  
Stig Arne Olsson :  
Geetha Vijayan :  
Serial No.: : Intellectual Property  
Filed: : Law Department  
: International Business  
: Machines Corporation  
: 11400 Burnet Road  
: Austin, Texas 78758  
Title: Method and System for :  
Probing in a Network Environment :  
IBM Docket No.: AUS920010980US1 :

INFORMATION DISCLOSURE STATEMENT

Assistant Commissioner of Patents

Washington, D. C. 20231

Sir:

Applicants submit herewith patents, publications or other information of which they are aware, which they believe may be material to the examination of this application and in respect of which there may be a duty to disclose in accordance with 37 CFR 1.56.

While this Information Disclosure Statement may be

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material pursuant to 37 CFR 1.56, it is not intended to constitute an admission that any patent, publication or other information referred to herein is prior art for this invention unless specifically designated as such.

In accordance with 37 CFR 1.97(g) the filing of this Information Disclosure Statement shall not be construed to mean that a search has been made or that no other material information as defined in 37 CFR 1.56 (a) exists.

The attached forms, PTO/SB/08A and 08B, provide a listing of patents, publications, or other information as required by 37 CFR 1.98 (a)(1).

A copy of each of the items on PTO/SB/08A and 08B is supplied herewith.

Respectfully submitted,



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<b>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</b>				<b>Application Number</b>	
				<b>Filing Date</b>	
				<b>First Named Inventor</b>	S. Breese
				<b>Group Art Unit</b>	
				<b>Examiner Name</b>	
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## **U.S. PATENT DOCUMENTS**

## **FOREIGN PATENT DOCUMENTS**

Examiner Signature		Date Considered	
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**\*EXAMINER:** Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

<sup>1</sup> Unique citation designation number. <sup>2</sup> See attached Kinds of U.S. Patent Documents. <sup>3</sup> Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). <sup>4</sup> For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. <sup>5</sup> Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. <sup>6</sup> Applicant is to place a check mark here if English language Translation is attached.

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**INFORMATION DISCLOSURE STATEMENT BY APPLICANT**c9bs  
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01/31/02**OTHER PRIORITY & NON PATENT LITERATURE DOCUMENTS**

Examiner Initials	Cite No. <sup>1</sup>	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T <sup>2</sup>
		Mercury Interactive Corporation, "Products and Services/ Testing," web page available at <a href="http://www.mercuryinteractive.com">www.mercuryinteractive.com</a> , 2001.	
		Mercury Interactive Corporation, "Load Testing Monitors," web page available at <a href="http://www.mercuryinteractive.com">www.mercuryinteractive.com</a> , 2001	
		Mercury Interactive Corporation, "QuickTest Professional," data sheet available at <a href="http://www.mercuryinteractive.com">www.mercuryinteractive.com</a> , 2001.	
		Atesto Technologies Inc, "How does FunctionChecker work?" web page available at <a href="http://www.atesto.com/solutions_func_test_how_it_works.asp">http://www.atesto.com/solutions_func_test_how_it_works.asp</a> , 2001.	
		Atesto Technologies Inc, "Functional and Regression Testing," web page available at <a href="http://www.atesto.com/solutions_automated_fun_test.asp">http://www.atesto.com/solutions_automated_fun_test.asp</a> , 2001.	
		Freshwater Software, "SiteSeer Example Reports," <a href="http://www.freshwatersoftware.com/SiteSeerReports.htm">http://www.freshwatersoftware.com/SiteSeerReports.htm</a> , 2001.	
		Reading Management Reports, web page available at <a href="http://demo.freshwater.com/SiteScope/docs/History.htm">http://demo.freshwater.com/SiteScope/docs/History.htm</a> , 2001.	
		Holistix, "Holistix Web Manager," web page available at <a href="http://www.holistix.net/products/webmgr/">http://www.holistix.net/products/webmgr/</a> . 2001.	

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S. Breese

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Examiner Initials	Cite No. <sup>1</sup>	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.
		Holistix, "Holistix Web Manager Reporting," web page available at <a href="http://www.holistix.net/products/webmgr/reporting.html">http://www.holistix.net/products/webmgr/reporting.html</a> , 2001.
		Holistix, "Response time and performance thresholds, web page available at <a href="http://www.holistix.net/products/webmgr/url_response_time_chart.html">http://www.holistix.net/products/webmgr/url_response_time_chart.html</a> , 2001.
		Holistix, "Correlating response time to site availability," web page available at <a href="http://www.holistix.net/products/webmgr/avail_by_monitor.html">http://www.holistix.net/products/webmgr/avail_by_monitor.html</a> . 2001.
		Keynote, "Test Perspective," web page available at <a href="http://www.keynote.com/solutions/html/test_works.html">http://www.keynote.com/solutions/html/test_works.html</a> , 2001.
		Keynote, "The Keynote Solution," web page available at <a href="http://www.keynote.com/solutions/html/resource_transaction_perspective.html">http://www.keynote.com/solutions/html/resource_transaction_perspective.html</a> . 2001.
		TWENEY, "The Need for Speed," <u>Business 2.0</u> , Vol. 2, No. 7, August/September 2001, pages 144 - 145.

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